

**RULES 63 AND 67 (37 C.F.R. 1.63 and 1.67)
DECLARATION AND POWER OF ATTORNEY**

FOR UTILITY/DESIGN/CIP/PCT NATIONAL APPLICATIONS

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND MEANS FOR A PORTABLE DEVICE IN A WIRELESS COMMUNICATION SYSTEM**, the specification of which: (mark only one)

- X (a) is attached hereto.
 (b) was filed on as Application Serial No. and was amended on (if applicable)
 (c) was filed as PCT International Application No. PCT/ on and was amended on (if applicable).
 (d) was filed on as Application Serial No. and was issued a Notice of Allowance on .
 (e) was filed on and bears attorney docket number .

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above or as allowed as indicated above.

I acknowledge the duty to disclose all information known to me to be material to the patentability of this application as defined in 37 CFR § 1.56. If this is a continuation-in-part (CIP) application, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability of the application as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application

on which my priority is claimed or, (2) if no priority is claimed, before the filing date of this application:

PRIOR FOREIGN PATENTS

| <u>Number</u> | <u>Country</u> | <u>Month/Day/Year</u> <u>Filed</u> | <u>Date first</u> <u>laid-open or</u> <u>Published</u> | <u>Date</u> <u>patented or</u> <u>Granted</u> | <u>Priority Claimed</u> <u>Yes</u> <u>No</u> |
|---------------|----------------|---------------------------------------|--|---|--|
| NONE | | | | | |

I hereby claim the benefit under 35 U.S.C. § 119/120/365 of any United States application(s) listed below and PCT international applications listed above or below:

PRIOR U.S. OR PCT APPLICATIONS

| <u>Application No. (series code/serial no.)</u> | <u>Month/Day/Year Filed</u> | <u>Status(pending, abandoned, patented)</u> |
|---|-----------------------------|---|
| U.S. Provisional Application Serial No. 60/212,311 | June 16, 2000 | pending |

I hereby appoint:

| | | |
|---------------------------------------|---|--|
| TIMOTHY G. ACKERMANN, Reg. No. 44,493 | J. KEVIN GRAY, Reg. No. 37,141 | SPENCER C. PATTERSON, Reg. No. 43,849 |
| BENJAMIN J. BAI, Reg. No. 43,481 | KEITH P. GRAY, Reg. No. 46,738 | RUSSELL N. RIPPAMONTI, Reg. No. 39,521 |
| JOSEPH M. BEAUCHAMP, Reg. No. 46,544 | STEVEN R. GREENFIELD, Reg. No. 38,166 | ROSS T. ROBINSON, Reg. No. 47,031 |
| MARY JO BOLDINGH, Reg. No. 34,713 | JOSHUA A. GRISWOLD, Reg. No. 46,310 | STEPHEN G. RUDISILL, Reg. No. 20,087 |
| MARGARET A. BOULWARE, Reg. No. 28,708 | J. PAT HEPTIG, Reg. No. 40,643 | HOLLY L. RUDNICK, Reg. No. 43,065 |
| DANIEL J. BURNHAM, Reg. No. 39,618 | SHARON A. ISRAEL, Reg. No. 41,867 | J.L. JENNIE SALAZAR, Reg. No. 45,065 |
| THOMAS L. CANTRELL, Reg. No. 20,849 | JOHN R. KIRK JR., Reg. No. 24,477 | KEITH W. SAUNDERS, Reg. No. 41,462 |
| RONALD B. COOLLEY, Reg. No. 27,187 | PAUL R. KITCH, Reg. No. 38,206 | JERRY R. SELINGER, Reg. No. 26,582 |
| THOMAS L. CRISMAN, Reg. No. 24,846 | TIMOTHY M. KOWALSKI, Reg. No. 44,192 | JAMES O. SKARSTEN, Reg. No. 28,346 |
| STUART D. DWORK, Reg. No. 31,103 | JAMES F. LEA III, Reg. No. 41,143 | ZACHARY J. SMOLINSKI, Reg. No. 47,100 |
| WILLIAM F. ESSER, Reg. No. 38,053 | HSIN-WEI LUANG, Reg. No. 44,213 | GARY B. SOLOMON, Reg. No. 44,347 |
| ROGER J. FRENCH, Reg. No. 27,786 | ROBERT W. MASON, Reg. No. 42,848 | STEVE Z. SZCZEPANSKI, Reg. No. 27,957 |
| JANET M. GARETTO, Reg. No. 42,568 | ROGER L. MAXWELL, Reg. No. 31,855 | ANDRE M. SZUWALSKI, Reg. No. 35,701 |
| MARK GATSCHET, Reg. No. 42,569 | LISA H. MEYERHOFF, Reg. No. 36,869 | ALAN R. THIELE, Reg. No. 30,694 |
| JOHN C. GATZ, Reg. No. 41,774 | STANLEY R. MOORE, Reg. No. 26,958 | TAMSEN VALOIR, Reg. No. 41,417 |
| RUSSELL J. GENET, Reg. No. 42,571 | RICHARD J. MOURA, Reg. No. 34,883 | RAYMOND VAN DYKE, Reg. No. 34,746 |
| GERALD H. GLANZMAN, Reg. No. 25,035 | MARK V. MULLER, Reg. No. 37,509 | BRIAN D. WALKER, Reg. No. 37,751 |
| LEKHA GOPALAKRISHNAN, Reg. No. 46,733 | P. WESTON MUSSELMAN JR. Reg. No. 31,644 | GERALD T. WELCH, Reg. No. 30,332 |
| | RAMA B. NATH, Reg. No. 27,072 | HAROLD N. WELLS, Reg. No. 26,044 |
| | DANIEL G. NGUYEN, Reg. No. 42,933 | WILLIAM D. WIESE, Reg. No. 45,217 |
| | MICHAEL K. NUTTER, Reg. No. 44,979 | |

all of the firm of **JENKENS & GILCHRIST, a Professional Corporation**, 1445 Ross Avenue, Suite 3200, Dallas, Texas 75202-2799, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application, provisionals thereof, continuations, continuations-in-part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business in the United States Patent and Trademark Office connected therewith, to appoint any individuals under an associate power of attorney and to file and prosecute any international patent application filed thereon before any international authorities, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct them in writing to the contrary.

Please address all correspondence and direct all telephone calls to:

Richard J. Moura, Esq.
Jenkins & Gilchrist, P.C.
1445 Ross Avenue, Suite 3200
Dallas, Texas 75202-2799
214/855-4500
214/855-4300 (fax)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAMED INVENTOR(S)

| | | | |
|---|--|-------------------------------|-------------|
| 1 | Peter Goodings | | |
| | Full Name | Inventor's Signature | Date |
| | 41 Thorpe Street Glossop SU13 FRW United Kingdom | British Citizenship | |
| | Residence (city, state, country) | | |
| | 41 Thorpe Street Glossop SU13 FRW United Kingdom | | |
| | Post Office Address (include zip code) | | |

(FOR ADDITIONAL INVENTORS, check here X and add additional sheet for inventor information regarding signature, name, date, citizenship, residence and address)

| | | | |
|---|--|-----------------------------|-------------------------------|
| 2 | Gary Denman | | |
| | Full Name | Inventor's Signature | Date |
| | 90 High Road, Halton Lancaster, LA2 6PS United Kingdom | | |
| | Residence (city, state, country) | | British Citizenship |
| 90 High Road, Halton Lancaster, LA2 6PS United Kingdom Post Office Address (include zip code) | | | |

09888888 061501

ASSIGNMENT

WHEREAS, We, Peter Goodings and Gary Denman, have invented certain new and useful improvements in **METHOD AND MEANS FOR A PORTABLE DEVICE IN A WIRELESS COMMUNICATION SYSTEM** for which a United States provisional application was filed on June 16, 2000, and assigned Application Number 60/212,311, and for which we have made non-provisional application for United States Letters Patent entitled **METHOD AND MEANS FOR A PORTABLE DEVICE IN A WIRELESS COMMUNICATION SYSTEM**;

WHEREAS, TELEFONAKTIEBOLAGET L MERICSSON (publ), a corporation organized and existing under the laws of Sweden, having its principal place of business at S-126 25 Stockholm, Sweden (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring our entire right, title and interest in and to the invention, and in and to the said applications and any Letters Patent that may issue thereon;

NOW, THEREFORE, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we do hereby sell, assign and transfer unto ASSIGNEE, its successors, assigns and legal representatives my entire right, title and interest in and to said invention and in and to said applications and all patents which may be granted therefore, and all divisions, reissues, substitutions, continuations, continuation-in-part and extensions thereof; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as my interest is concerned, to the said ASSIGNEE of our entire right, title and interest.

We also hereby sell and assign to said ASSIGNEE, its successors, assigns and legal representatives the full and exclusive rights, title and interest to the invention disclosed in said applications throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said invention in its own name throughout the world including all rights of priority, all rights to publish cautionary notices reserving ownership of said invention and all rights to register said invention in appropriate registries; and

We further agree to execute any and all powers of attorney, applications, assignments, declarations, affidavits, and any other papers in connection therewith necessary to perfect such rights, title and interest in ASSIGNEE, its successors, assigns and legal representatives.

We hereby further agree that we will communicate to said ASSIGNEE, or its successors, assigns and legal representatives, any facts known to us respecting any improvements; and, at the expense of said ASSIGNEE, to testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, continuation-in-part, reissue and substitute applications, make all lawful oaths, and generally do everything possible to vest title in said ASSIGNEE and to aid said ASSIGNEE, its successors, assigns and legal representatives to obtain and enforce proper protection for said invention in all countries.

We further authorize and direct our attorneys to insert below* the serial number and filing date of said non-provisional application now identified as Case Docket No. 34649-448PT as soon as the same shall have been made known to them by the United States Patent Office.

*Serial Number: _____

Filing Date: _____

IN WITNESS WHEREOF, I have hereunto set my hand and seal this ____ day of _____,
2001.

Name: Peter Goodings
Address: 41 Thorpe Street
Glossop SU13 FRW
United Kingdom

On the ____ day of _____, 2001, before us personally appeared Peter Goodings, to
us known and known to us to be the individual named in and who executed the foregoing instrument,
and acknowledged that he executed the same.

WITNESS (1) SIGNATURE

PRINTED NAME
ADDRESS

WITNESS (2) SIGNATURE

PRINTED NAME
ADDRESS

09082369-061501

IN WITNESS WHEREOF, I have hereunto set my hand and seal this ____ day of _____,
2001.

Name: Gary Denman
Address: 90 High Road, Halton
Lancaster, LA2 6PS
United Kingdom

On the ____ day of _____, 2001, before us personally appeared Gary Denman, to
us known and known to us to be the individual named in and who executed the foregoing instrument,
and acknowledged that he executed the same.

WITNESS (1) SIGNATURE

PRINTED NAME
ADDRESS

WITNESS (2) SIGNATURE

PRINTED NAME
ADDRESS

09882866 "061501
105790" 998866